IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

PETER E. SHURR, III,)
Plaintiff,)
V.) C. A. No: 04-379 (GMS)
THE CITY OF NEWARK, et al.,) JURY TRIAL DEMANDED
Defendants.)

NOTICE OF DEPOSITION

TO: Daniel A. Griffith, Esquire
Marshall, Dennehey, Warner,
Coleman & Goggin
1220 North Market Street, 5th Floor
P.O. Box 8888
Wilmington, DE 19899-8888

PLEASE TAKE NOTICE that the undersigned attorney will take the oral deposition of Officer Susan K. Poley in the above-captioned matter on Tuesday, August 23, 2005 at 12:00 noon at the law office of Jennings & Rhodunda, P.A., 800 Delaware Avenue, Suite 901, Wilmington, DE 19801.

/s/ William J. Rhodunda, Jr.
WILLIAM J. RHODUNDA, JR., (No. 2774)
Oberly, Jennings & Rhodunda, P.A.
800 Delaware Avenue, Suite 901
P.O. Box 2054
Wilmington, DE 19899
Attorney for Plaintiff

DATE: 08/05/05